AMENDMENTS TO THE DRAWINGS:

Please replace the present drawings with the enclosed new formal drawings.

REMARKS

New formal drawings have been filed as requested by the Examiner.

Claim 20 has been amended to clarify the invention, and to better define the invention over the prior art. No new matter has been entered by any of the foregoing amendments.

The rejection of claims 20-34 under 35 USC §102 (b) as being anticipated by US Patent No. 5,404,580 to Simpson et al. is in error. Claim 20 requires, in part, "a test program execution unit for testing a communication protocol." The Examiner cites to column 1, lines 16-30 of Simpson as teaching this requirement. However, this passage of Simpson et al. only discloses a test program is run when a service card is inserted. This passage of Simpson et al. does not explicitly or implicitly disclose the test program execution unit is contained on the service card, but rather implies that the radiotelephone is designed to automatically enter a service mode upon insertion of a service card. The source of the test programs run during the service mode is entirely unclear. As the Examiner well knows, an anticipation rejection under 35 USC 102 requires that each claim limitation be unambiguously taught within a single reference. Since Simpson et al. fails to disclose every requirement of claim 20, the 102 rejection is in error, and claim 20 is allowable over Simpson et al.

Claims 21-26 depend from claim 20 and are allowable over Simpson et al. for the same reasons above adduced relative to claim 20, as well as for their own additional limitations.

Further, independent claims 27 and 28 require, in part, "an internal acquisition mechanism for acquiring information, in response to commands from said external module." The Examiner cites to column 1, lines 28-65 and column 5, lines 5-37 of Simpson et al. as

teaching this requirement. However, these passage of Simpson et al. reinforce the notion that the service card is limited to a data storage function, including user identifying data and cellular radio system operation. The cellular radio system processes information incorporating the data on the service card. These passages of Simpson et al. do not explicitly or implicitly disclose the service card can issue 'commands'. Thus, Simpson et al. fails to disclose every requirement of claims 27 and 28 and claims 27 and 28 are allowable over Simpson et al.

Independent claim 28 further requires, in part, "an internal collection mechanism for collecting information from said mobile communication terminal." The Examiner cites to column 6, lines 48-68 of Simpson et al. as teaching this requirement. However, this passage of Simpson et al. only discloses mobile phone operation may be customized and data relating to the customized operation may be stored on the service card. This passage of Simpson et al. does not explicitly or implicitly disclose the service card contains a 'mechanism for collecting information.' Instead, the service card is limited to information storage – it is nothing more than memory. Thus, Simpson et al. fails to disclose every requirement of claim 28 and claim 28 is allowable over Simpson et al.

Independent claim 29 requires, in part, "requesting said mobile communication terminal, by said external module, to execute a communication protocol sequence." The Examiner cites to column 4, lines 56-57 of Simpson et al. as teaching this requirement. However, this passage of Simpson et al. only discloses a test program is run when a service card is inserted. This passage of Simpson et al. does not explicitly or implicitly disclose a request is made by the service card, but rather that a microprocessor of the mobile phone

requests data from the service card for validation. Thus, Simpson et al. fails to disclose every requirement of claim 29 and claim 29 is allowable over Simpson et al.

Claims 30-34 depend from claim 29 and are allowable for the same reasons above adduced relative to claim 29, as well as for their own additional limitations.

The rejection of claims 35-38 under 35 USC §103(a) as being unpatentable over Simpson et al. in view of U.S. Patent No. 6,697,604 to Rimpela et al. also is in error. Independent claim 35 requires, in part, that the external module includes "a test program execution unit for performing test programs." The Examiner cites to column 1, lines 16-30 of Simpson et al. as teaching this requirement. However, this passage of Simpson et al. only discloses a test program is run when a service card is inserted. This passage of Simpson et al. does not explicitly or implicitly disclose the test program execution unit is contained on the service card, but rather implies that the radiotelephone is designed to automatically enter a service mode upon insertion of a service card. The source of the test programs run during the service mode is entirely unclear. Thus, Simpson et al. fails to disclose this requirement of claim 35. Rimpela et al. also fails to disclose an external module for installation into a mobile communication terminal that performs test programs, disclosing only a testing SIM 203 that lacks the hardware to perform any program. Thus no combination of Simpson et al. and Rimpela et al. would achieve or render obvious claim 35.

Independent claims 36 and 37 require, in part, "an internal collection mechanism for collecting information from said mobile communication terminal." The Examiner cites to column 6, lines 48-68 of Simpson et al. as teaching this requirement. However, this passage of Simpson et al. only discloses mobile phone operation may be customized and data relating to the customized operation may be stored on the service card. This passage of Simpson et al.

does not explicitly or implicitly disclose the service card contains a 'mechanism for collecting information.' Instead, the service card is limited to information storage – it is nothing more than memory. Rimpela et al. also fails to disclose an external module for installation into a mobile communication terminal that performs test programs, disclosing only a testing SIM 203 that lacks the hardware to issue commands. Thus, no combination of Simpson et al. and Rimpela et al. would achieve or render obvious claims 36 and 37.

Independent claim 38 requires, in part, "requesting said mobile communication terminal, by said external module, to execute a communication protocol sequence." The Examiner cites to column 4, lines 56-57 of Simpson et al. as teaching this requirement. However, this passage of Simpson et al. only discloses a test program is run when a service card is inserted. This passage of Simpson et al. does not explicitly or implicitly disclose a request is made by the service card, but rather that a microprocessor of the mobile phone requests data from the service card for validation. Rimpela et al. also fails to disclose an external module for installation into a mobile communication terminal that makes requests, disclosing only a testing SIM 203 that lacks the hardware to make requests. Thus, no combination of Simpson et al. and Rimpela et al. would achieve or render obvious claim 38.
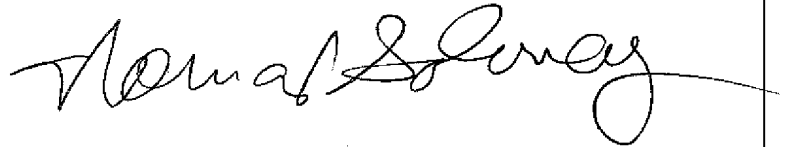
Having dealt with all the objections raised by the Examiner, the Application is believed to be in order for allowance. Early and favorable action is respectfully requested.

In the event there are any fee deficiencies or additional fees are payable, please charge them (or credit any overpayment) to our Deposit Account Number 08-1391.

Respectfully submitted,

Norman P. Soloway
Attorney for Applicants
Reg. No. 24,315

Customer No. 27,667

CERTIFICATE OF ELECTRONIC FILING

I hereby certify that this paper is being deposited with the United States Patent Office via the electronic filing procedure on _____ January 5, 2009 _____ at Tucson, Arizona.

By _____

NPS:TAS:jah:ps